

LEGISLATURE OF NEBRASKA

ONE HUNDRED FIRST LEGISLATURE

FIRST SESSION

LEGISLATIVE BILL 434

FINAL READING

Introduced by Janssen, 15; Wallman, 30.

Read first time January 20, 2009

Committee: Government, Military and Veterans Affairs

A BILL

1 FOR AN ACT relating to counties; to amend sections 23-202, 23-294,
2 and 23-295, Revised Statutes Cumulative Supplement,
3 2008; to change ballot questions regarding township
4 organization; and to repeal the original sections.
5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 23-202, Revised Statutes Cumulative
2 Supplement, 2008, is amended to read:

3 23-202 (1) In counties not under township organization,
4 a registered voter may file a petition or petitions for the
5 submission of the question of township organization. The petition
6 or petitions shall be signed by registered voters equal in number
7 to five percent of the voters registered in the county at the
8 preceding statewide general election.

9 (2) When the petition or petitions are filed in the
10 office of the county clerk or election commissioner, the question
11 shall be submitted to the registered voters at the next general
12 election held not less than seventy days after the filing of the
13 petitions. The questions on the ballot shall be respectively: For
14 changing to township organization, with a seven-member county board
15 of supervisors; or Against changing to township organization.

16 (3) Elections shall be conducted as provided in the
17 Election Act.

18 Sec. 2. Section 23-294, Revised Statutes Cumulative
19 Supplement, 2008, is amended to read:

20 23-294 (1) If the petition or county board resolution
21 to discontinue township organization specifies a five-member county
22 board of commissioners pursuant to section 23-293, the questions
23 on the ballot shall be respectively: ~~For continuance of township~~
24 ~~organization; or~~ For discontinuance of township organization and
25 creation of a five-member county board of commissioners; or Against

1 changing to a commissioner form of county government. effective at
 2 the expiration of the supervisors' terms of office in January of
 3 the third calendar year following this election.

4 (2) If the petition or county board resolution to
 5 discontinue township organization specifies a seven-member county
 6 board of commissioners pursuant to section 23-293, the questions
 7 on the ballot shall be respectively: ~~For continuance of township~~
 8 ~~organization;~~ ~~or~~ For discontinuance of township organization and
 9 creation of a seven-member county board of commissioners; or
 10 Against changing to a commissioner form of county government.
 11 effective at the expiration of the supervisors' terms of office in
 12 January of the third calendar year following this election.

13 (3) Elections shall be conducted regarding discontinuance
 14 of township organization as provided in the Election Act.

15 Sec. 3. Section 23-295, Revised Statutes Cumulative
 16 Supplement, 2008, is amended to read:

17 23-295 If a majority of the votes cast on the question
 18 are ~~against~~ for the ~~continuance~~ discontinuance of township
 19 organization, then such organization shall cease to exist effective
 20 at the expiration of the supervisors' terms of office in January of
 21 the third calendar year following such election.

22 Sec. 4. Original sections 23-202, 23-294, and 23-295,
 23 Revised Statutes Cumulative Supplement, 2008, are repealed.